

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

DAMIEN PIERCE,

*Plaintiff*

v.

PECO ENERGY COMPANY,

*Defendant*

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CIVIL ACTION

No. 19-4073

ORDER

AND NOW, this 29<sup>th</sup> day of September, 2021, upon consideration of PECO's Motion for Summary Judgment (Doc. Nos. 29 and 31),<sup>1</sup> Mr. Pierce's Opposition (Doc. No. 38), and PECO's Replies (Doc. Nos. 41 and 54), it is **ORDERED** that:

1. The Motion (Doc. Nos. 29 and 31) is **GRANTED**. Mr. Pierce's complaint is dismissed without prejudice.
2. PECO's Motion in Limine (Doc. No. 45) is **MOOT**.
3. The Clerk of Court shall mark this case **CLOSED** for all purposes, including statistics.

BY THE COURT:

  
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GENE E.K. PRATTER  
UNITED STATES DISTRICT JUDGE

<sup>1</sup> PECO filed duplicative motions for summary judgment before this Court mooted the Motion to Seal. Doc. No. 57.